

13719

No. \_\_\_\_\_

# Supreme Court of Illinois

Paul

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vs.

Telfer

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State of Illinois  
Grundy County

Pleas before  
the Hon Jesse O Norton, Judge  
of the Eleventh Judicial Cir-  
-cuit of the State of Illinois &  
presiding Judge of the Circuit  
Court of said Grundy County,  
at a Regular Term of said  
Circuit Court, begun and  
held at the Court house in  
Morris in said County of  
Grundy on Monday the sec-  
-ond day of May in the year  
of our Lord one thousand  
eight hundred and fifty nine  
and of the independence of the  
United States the eighty  
third

Present

The Hon Jesse O Norton Judge  
J A Bartleson States Atty.  
J R Webber Sheriff

Attest

J. A. Knistat clk

Be it remembered  
that, therefore, to wit; on

The 3<sup>d</sup> day of May A D 1859  
The following, among other pro-  
ceedings, were had before  
& entered of record in said  
Court, to wit:

"William Paul

Survivor of the late  
firm of Paul & Taylor  
vs

Trespass on  
the case  
upon  
promises

Alexander Telfer

This day comes  
the plaintiff, by Atherden his  
attorney, and the Court having  
had under consideration the  
demurrer to the plaintiffs  
declaration, do order that the  
same be overruled; And there-  
upon by order of the Court, the  
said defendant being three  
times solemnly called, comes  
not, nor any one for him,  
but herein makes default,  
which is ordered of record  
And this Cause being found  
-dud upon a promissory  
note and the amount of  
damages thereon being un-  
-certain, it is ordered that  
the same be referred to the Clerk

of this Court to compute  
the same and report; which  
is done instantly, and the  
Clerk reports the same to  
the Court, as there being due  
on the said note, for prin-  
cipal & interest, the sum  
of six hundred and six dollars,  
which report being approved  
of by the Court is ordered of  
Record; And thereupon  
comes the said defendant,  
by Harris & Turner his  
attorneys, and give notice  
to the Court of an appeal  
to the Supreme Court

And afterwards, to  
wit, on the 4<sup>th</sup> day of May  
A D 1859, as yet of said Term  
of said Court, the following  
further proceedings was  
had in said Cause, to wit

"This day again  
come the parties hereto by  
their respective attorneys  
and it is ordered by the Court  
that the appeal, of which

The said defendant here-  
-before gave notice, be granted,  
-ted, on condition that  
he file a bond for one  
Thousand dollars, with  
the Clerk of this Court  
within thirty days from  
this date, with George  
Telfer, Philittus W Gates  
and Thomas Chalmers as  
Securities

And afterwards, to wit:  
on the 2<sup>d</sup> day of June A.D.  
1859. There was filed with  
the Clerk of said Court  
by the said defendant Telfer,  
an appeal bond, which  
is in the words and figures  
following, to wit.

" Know all men  
by these presents, that we  
Alexander Telfer, George Telfer,  
Philittus W Gates and Thomas  
Chalmers are held and firmly  
bound unto William Paul  
surviving partner of the late  
firm of Paul & Taylor, his

heirs, Executors, Administrators  
and assigns, in the several Sums  
of One thousand dollars, to  
the payment of which we  
and truly to be made, we do  
hereby bind ourselves, our  
heirs Executors, adminis-  
trators and assigns firmly  
by these presents

Witness our hands and  
seals, this 31<sup>st</sup> day of May  
A D 1859

The Condition of the  
above obligation is such, that  
whereas the above bounden  
Alexander Selfer has taken  
an appeal from the decision  
of the Grundy County Circuit  
Court, rendered at the May  
Term A D 1858 of said Court,  
in a certain case wherein  
the above named William  
Paul was plaintiff and  
the said Alexander Selfer  
defendant, in which said  
case judgment was  
rendered against the said  
defendant, in favor of the

Said plaintiff, for the sum  
of six hundred and six  
dollars, together with the  
costs of suit

Now if the above  
Counded defendant shall  
will and truly pay or cause  
to be paid, all such judg-  
-ments, costs, interest and  
damages as shall be awarded  
against him, in case the  
said judgment shall be aff-  
-irmed, and shall also pros-  
-ecute his said appeal  
then and in that case these  
presents and every thing  
herein contained shall be  
null & void, otherwise to  
remain in full force and  
virtue in law

Alex Telfer      Seal  
George Telfer      Seal

State of Illinois  
Grundy County

I William Kinsted  
clerk of the Circuit Court of  
said County in the State aforesaid  
do hereby certify the foregoing  
to be a full, true & correct  
copy of record of proceed-  
ings of said Court in said  
cause at said Term, and  
also a true copy of the  
appeal bond filed in said  
cause, and that the same  
is the only bond filed in  
said cause

In witness Whereof  
I have hereunto set  
my hand & official seal  
at Morris, this 21<sup>st</sup>  
day of Nov<sup>r</sup> A D 1859  
Wm Kinsted  
clerk

Fees \$1.50  
paid by B M attention

Wm W Paul 329

Successor of the late firm of  
Paul & Taylor

of

Alexander Selzer

13719

Filed Apr. 20. 1860

L. Island  
Clk.

603  
5'  
\$30,15<sup>00</sup> Dep

Atteston  
By att